

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 17, 2006.

Wesley J. ...
Attorney for Applicants

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/822,391 Confirmation No.: 2901
Applicant : Michael L. Howard et al.
Title : TONE GENERATING ELECTRONIC DEVICE WITH
PAGING MODULE FOR VERIFICATION OF ENERGY
CURTAILMENT
Filed : April 12, 2004
TC/A.U. : 2125
Examiner : Sean P. Shechtman
Docket No. : 2291.2.18.1
Customer No. : 21552

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FEE DEFICIENCY SUBMISSION UNDER 37 CFR 1.28(c)
FEE DEFICIENCY CAUSED BY U.S.P.T.O. ERROR

Dear Sir:

This paper is being submitted to comply with requirements of 37 CFR 1.28(c), which is directed to correcting errors in small entity status. A change in entity status from small entity to large entity was correctly marked on the issue fee transmittal. However, the Patent and Trademark Office erroneously charged the fee for a small entity. A copy of the issue fee transmittal that was filed is enclosed. Accordingly, this paper is being submitted in order to comply with the separate submission and itemization requirements of 37 CFR 1.28(c)(1) and (c)(2).

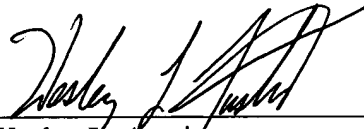
04/21/2006 WADDEL3 00000076 10822391 1400.00 DP
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A Credit Card Payment Form for the amount of the deficiency owed is submitted herewith. The itemization of the deficiency payment, as required by 37 CFR 1.28(c)(2)(ii), is provided in the following table:

Type of Fee Paid	Current Fee Amount as a Non-Small Entity	Small Entity Fee Actually Charged by U.S.P.T.O.	Date of Payment	Deficiency
Utility Issue Fee	\$1,400.00	\$700.00	February 22, 2006	\$700.00
Total:				\$700.00

Should you have any questions regarding this submission, please do not hesitate to contact the undersigned.

Respectfully submitted,



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Date: April 17, 2006

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